

H-A- #4 Sector \$  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

Edward CUMMING

Application No. 09/730,628

Filed: December 5, 2000

For: BREATHING APPARATUS



)  
) Examiner: Not Assigned  
)

) Art Unit: 3761  
)

) Docket No. MEWBP001  
)

) Date: March 29, 2001  
)  
)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on March 29, 2001.

Signed:

  
Diane Schwanbeck

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents  
**Attention: Box Missing Parts**  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application--Filing Date Granted dated January 30, 2001, Applicant hereby attaches the signed Declaration and Power of Attorney form and the copy of the Notice to be returned with this response.

Also attached is our Check No. 5040 for \$65.00 in payment of the surcharge. The Commissioner is authorized to charge any other fees that may be due to our Deposit Account No. 50-0805 (Order No. MEWBP001).

Respectfully submitted,  
MARTINE PENILLA & KIM, LLP



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## UNITED STATES PATENT AND TRADEMARK OFFICE

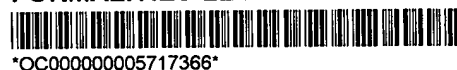
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/730,628	12/05/2000	Edward Cumming	MEWBP001

25920  
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CONFIRMATION NO. 9458  
FORMALITIES LETTER



\*OC00000005717366\*

Date Mailed: 01/30/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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